

# Notice of Allowability

## Application No.

09/729,996

## Examiner

Gregory J. Strimbu

## Applicant(s)

SCHULTZ, STEVEN E.

## Art Unit

3634

### -- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the amendment of 1/6/05 and the tele. int. of 3/30/05.
2. ☒ The allowed claim(s) is/are 1-10,33,34 and 36.
3. ☒ The drawings filed on 04 December 2000 are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☐ All   b) ☐ Some\*   c) ☐ None   of the:
    1. ☐ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
  6. ☐ CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.
    - (a) ☐ including changes required by the Notice of Draftperson's Patent Drawing Review ( PTO-948) attached
      - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_.
    - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

### Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08),  
Paper No./Mail Date \_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit  
of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☒ Interview Summary (PTO-413),  
Paper No./Mail Date 3/30/05.
7. ☒ Examiner's Amendment/Comment
8. ☐ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_.

### EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Paul J. Nykaza on March 30, 2005.

The application has been amended as follows:

In the title:

inserted --ADJUSTABLE-- before "TILT-LATCH"

In the specification:

page 1,

line 4, inserted --now U.S. Patent No. 6,155,615,-- following "1998,"

In the claims:

claim 1,

line 3, deleted "at their extremities"

line 7, inserted --for longitudinal movement-- following "disposed"

line 9, inserted --at an acute angle-- following "extending"

line 11, inserted --for moving the latch bolt between the extended and retracted positions, the actuator-- following "actuator"

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claim 3,

line 2, deleted “, wherein the finger . . . the notch”

line 3, deleted “and the control button”

claim 6,

line 3, deleted “at their extremities”

line 7, inserted --for longitudinal movement-- following “disposed”

line 8, inserted --at an acute angle-- following “extending”

line 10, inserted --for moving the latch bolt between the extended and retracted positions, the actuator-- following “actuator”

claim 8,

line 2, deleted “, wherein the finger . . . and the control”

line 3, deleted “button”

claim 33,

line 3, deleted “at their extremities”

line 7, inserted --for longitudinal movement-- following “disposed”

line 9, inserted --at an acute angle-- following “extending”

line 11, inserted --for moving the latch bolt between the extended and retracted positions, the actuator-- following “actuator” and inserted --thereof-- following “mid-portion”

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line 12, inserted --and-- following "notch"

claim 34,

line 3, deleted "at their extremities"

line 7, inserted --for longitudinal movement-- following "disposed"

line 9, inserted --at an acute angle-- following "extending"

line 11, inserted --for moving the latch bolt between the extended and retracted positions, the actuator-- following "actuator" and inserted --thereof-- following "mid-portion"

line 12, inserted --and-- following "notch"

claim 36,

line 3, deleted "at their extremities"

line 7, inserted --first-- following the first occurrence of "a" and deleted "one of"

line 8, inserted --a second notch positioned proximate-- following "and"

line 9, inserted --for longitudinal movement-- following "disposed"

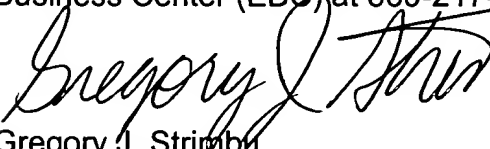
changed lines 11-18 to --rails, and the latch bolt further having a post that is selectively received by one of said first notch to cause the nose to extend past the outward and opening a first distance when the latch bolt is in the extended position and said second notch to cause the nose to extend past the outward end opening a second distance when the latch bolt is in the extended position, and wherein the first distance is less than the second distance.--

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Gregory J. Strimbu whose telephone number is 703-305-3979 or 571-272-6836. The examiner can normally be reached on Monday through Friday 8:00 to 4:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Lanna Mai can be reached on 703-308-2486 or 571-272-6867. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Gregory J. Strimbu  
Primary Examiner  
Art Unit 3634  
March 30, 2005